

REMARKS

Claims 1-24, and 26-30 are pending in the present application. Claims 1-4, 8-16, and 21 are amended, and claims 22, 23, 25, 29 and 30 are canceled by way of this response. No new matter has been added.

A Request for Continued Examination (“RCE”) and a petition for a two month extension of time is submitted herewith. A check in the amount of \$1,240.00 is submitted herewith to cover the cost of the RCE and the two month extension. Please charge Deposit Account No. 02-1818 for any insufficiency of payment or to credit any overpayment.

Claims 1-24, and 26-30 were rejected under 35 U.S.C. §101 as allegedly being directed to non-statutory subject matter. Each remaining independent claim (1 and 28) has been amended. Specifically, claim 1 now recites a “computer implemented method,” and claim 28 now recites a “computer system.” Reconsideration is respectfully requested.

Claims 8-16, and 30 were rejected under 35 U.S.C. §112, ¶1, as allegedly failing to comply with the enablement requirement. Specifically, the Office Action alleges that the specification does not identify the term “effect force.” Claims 8-16, and 30 have been amended. Specifically, “effect force” has been replaced with “force value” in each of claims 8-16, and 30. Support for the “force value” may be found on page 19, lines 15-28. Reconsideration is respectfully requested.

Claims 2-4 were rejected under 35 U.S.C. §112, ¶2, as allegedly being indefinite. Specifically, the terms “state of mind”, “reflect a personality”, and “desire to buy” in claims 2-4 are alleged to be expansive in meaning and thus making the claim indefinite. Accordingly, the language “data value indicative of” has been added to each of these claims. Support may be found on page 17, lines 3-22. Reconsideration is respectfully requested.

Claim 21 were also rejected under 35 U.S.C. §112, ¶2, as allegedly being indefinite. Specifically, claim 21 is rejected due to the assertion that the use of the term “more difficult” is a relative term and, thus, indefinite. Claim 21 has been amended to recite first and second difficulty levels that increase in value. Support may be found on page 19, lines 20-28. Reconsideration is respectfully requested.

Claims 22-23 were also rejected under 35 U.S.C. §112, ¶2, as allegedly being indefinite. Claims 22-23 are hereby cancelled.

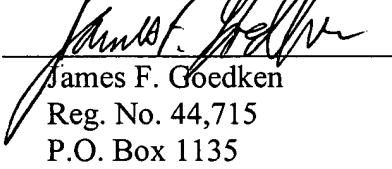
Claims 1-24, and 26-30 were rejected under 35 U.S.C. §102(e) as being anticipated by *Kleindienst et al.* (U.S. Patent No. 6,658,388). Each remaining independent claim (1 and 28) has been amended. Claim 1 now recites “communicating possible user statements” and “receiving from the learner a selected user statement from the possible user statements.” Similarly, claim 28 now recites “receiving from the learner a chosen user statement from a list of possible user statements.” *Kleindienst et al.* does not teach these claim elements. Reconsideration is respectfully requested.

All defendant claims are argued to be allowable for at least the reasons stated for the corresponding independent claim. In light of the foregoing amendments and remarks, Applicants respectfully submits that the application is in condition for allowance and request that a timely Notice of Allowance be issued in this case.

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Respectfully submitted,

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